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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/353,008	12/09/94	SKERGAN	T AT993110

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EXAMINER

MENGISTU, A

ART UNIT

PAPER NUMBER

2774

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MAR 18 1998

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Paper No. 13

Application Number: 08/353,008
Filing Date: Dec. 9, 1994
Appellant(s): Timothy M. Skergan

Brian F. Russell
For Appellant

SUPPLEMENTAL EXAMINER'S ANSWER

This is in response to appellant's reply brief on appeal filed on Feb. 2, 1998.

Response to Appellant Arguments:

(1) *Related Appeals and Interferences*

A statement identifying the related appeals and interferences which will directly affect or be directly affected by or have a bearing on the decision in the pending appeal is contained in the brief.

(2) *Grouping of Claims*

Art Unit:

Appellant's brief includes a statement that claims 1-5 and 10-14 do not stand or fall together and provides reasons as set forth in 37 CFR 1.192(c)(7) and (c)(8).

(3) Appellant argues that Examiner applied new ground of rejection to claims 6-9 by applying *Claris*. This statement is not true because on page 4 of the Examiner's Answer, claims 6-9 are rejected by Apple computer, Inc. In the response to the argument the Examiner only stated that Claris could be applied to reject claim 8, but never used Claris to reject claim 8.

For the above reasons, it is believed that the rejections should be sustained.

Respectfully submitted,


Amare Mengistu
March 16, 1998